

## COURT OF APPEALS UPHOLDS CONTRACT

**The Bitulithic Ordinances are Valid, and the Contracts are Binding.**

**Opinion Filed Today in the Appellate Court Deciding Paducah's Ex parte Suit.**

### PADUCAH'S EX PARTE SUIT AFFIRMED

Frankfort, Ky., Nov. 15.—The judgment of the McCracken circuit court in the case of the city of Paducah, ex parte, involving the constitutionality of certain city ordinances, was today affirmed by the court of appeals. The court below held valid certain ordinances looking to the improvement of streets and sidewalks in Paducah.

The above telegram marks the end of the farcical effort to stop the bitulithic improvements on Kentucky avenue, Jefferson and other streets, and enables the city to proceed, with the knowledge that the ordinances are valid and the contract good, and that the work may now progress uninterrupted.

The contract for reconstructing these streets was awarded sometime ago after the necessary ordinances had been passed by the general council. The board of works selected bitulithic material for the greater part of the streets, a committee of prominent citizens who had visited St. Louis and made a thorough inspection of the bitulithic streets there, reporting in favor of the bitulithic material. It is said that a majority of

the property owners also wanted bitulithic macadam, and the board of works selected it and awarded the contract to the Southern Bitulithic company. The council ratified the action, and everything was running along smoothly and a sub-contractor had already torn up part of one street under the contract, when the city solicitor decided that the ordinances were defective, and the contract invalid.

The Bitulithic company declined to take this view of the matter, or to make any effort to change the opinion of the city officials who took the position that the contract was no good. The contractors simply ignored it, and the work under the sub-contract has proceeded day by day while the city was trying to prove that a contract that it made and ratified and allowed work to proceed under, was invalid.

The city filed an ex parte petition in circuit court and Judge Reed after hearing the evidence and arguments, a short time ago, decided that the ordinances were valid, and the contracts under them valid.

An appeal was taken and City Solicitor James Campbell, Jr., went to Frankfort and had the case advanced in order to get it settled as soon as possible. The court of appeals accommodated Paducah and today reported its decision, which now ends the case. It is presumed, for all time to come.

### MANY FORTUNES

**Won and Lost By Col. Bob Lynn, Who Died in Cincinnati.**

Cincinnati, O., Nov. 15.—"Col. Bob" Lynn, the most widely known of the old school of river gamblers, and a man who had made and spent two millions in his time, died at the Burnett house here last night of pneumonia, contracted last Friday. He had lost several fortunes in recent years, but the old gambler had put by a little and is said to leave a comfortable fortune.

### SEVERAL OFFERS

**Made Him for His Stock, Says James Hazen Hyde.**

New York, Nov. 15.—James Hazen Hyde continued his testimony before the insurance investigating committee today. He testified that he received several offers for his stock in the Equitable last winter from Geo. Gould, H. C. Frick and others, but decided not to sell.

### BOMB HURLED

**At Fehim Pasha, Aide to the Sultan of Turkey.**

Constantinople, Nov. 15.—An attempt was made on the life of Fehim Pasha, aide to the sultan, last night. The officer was driving through the street when a bomb was hurled at the carriage. The pasha escaped injury but the windows in the shops and houses in the vicinity were demolished.

A smooth tongue concealeth a multitude of sins.

## The Kentucky-Tennessee Board of Underwriters is in Session Today

Louisville, Ky., Nov. 15.—The Kentucky and Tennessee board of fire underwriters is in session today at the Galt House. About 100 insurance men from the two states are in attendance. By mutual consent the organization will be dissolved, and instead, two separate state organizations will be formed.

The Kentucky association will be organized during the day, and the Tennessee insurance men will meet tonight to perfect an organization for their state.

It is given out that a reduction in

### LABOR PARADE.

**Took Place This Afternoon—Speaking in Progress at the City Hall.**

The labor demonstration announced several days ago is taking place this afternoon, starting with a big parade of laboring men several blocks long, with banners and music. The crowd assembled at the city hall after procession and at press time speeches were being made. Among those who are to speak are Mr. C. O. Pratt, national officer of the railway employees union, and J. D. Wood, of Central City, one of the head men of the mine workers union.

### LEATHER MEN

**Ask That the Duty Be Removed From Leather.**

Washington, D. C., Nov. 15.—A delegation of the leading shoe, hide and leather manufacturers of the country, headed by Governor Douglas, of Massachusetts, waited on the president today to ask that he request congress to remove the duty on leather. The session was held behind closed doors.

### CAN'T MOVE HER HEAD

**As a Result of a Horrible Dream She Had.**

Fawcett, R. I., Nov. 15.—Awakening from a frightful dream in which she was struggling with a monstrous creature, Miss Frances Robinson discovered her head turned immovable over her right shoulder. Her struggles had dislocated one of the vertebra in her spinal column.

### UNUSUAL MISHAP

**Engineer Pierced by Reverse Lever and Pinned to Cab.**

Memphis, Tenn., Nov. 15.—A south-bound passenger train on the Memphis, Jackson and Kansas City railroad was wrecked three miles south of town. Engineer B. L. Babb whose home is in Ashland, O., with headquarters at Maheu, was pinned between the tender and engine, a reverse lever going through his body, and died. It was several hours before his body was extricated. Fireman Ford, of New Albany, Miss., was scalded but will recover. None of the passengers were injured.

### THREE ASPHYXIATED.

**Gas Pipe Broke—Supposed to Be an Accident.**

Patterson, N. J., Nov. 15.—Mrs. Catharine Schroeder, Christian Schroeder, and Cella Forge, are dead and two others are dying as a result of a break in a gas pipe in the house. The break is supposed to be an accident, and the police are unable to advance any other theory. The dead were all asphyxiated.

## KIDNAPING EASY FOR BANDIT RAISULI

**He Has Now Copped Out Rich Man for Ransom.**

**The Present Captive is Under the Protection of the Belgian Legation.**

### BANDIT DEFIES ALL EUROPE.

Tangier, Nov. 15.—Raisuli's appetite for foreign ransom has been stimulated by the capture of Mr. Percicard, which brought in \$70,000, and the capture of the French protegee, by which he netted \$3,500 that he evidently decided to pursue this lucrative business, and his men by his order captured Sunday, near the gate of the principal market place at Tangier a Moor named Abdeslan Akabolin.

The man was under protection of the Belgian legation. Abdeslan was a guide, who accompanied the Baron de Forest on his recent trip along the coast of Morocco. He is reported to possess considerable wealth, according to Moorish ideas of wealth.

This, in fact, is undoubtedly what singled him out for capture. Raisuli is governor of the district where Abdeslan's property is located, and thus is accurately informed concerning his financial position.

An ominous feature in connection with these captures is that the captives are invariably under foreign protection, and by the treaty are inviolate. They can be arrested only in accordance with the principles of European jurisprudence.

Raisuli, however inhabits a fortified stronghold a couple of hours ride from here, named Zinat, where Abdeslan has been carried. In his eye Raisuli derides the remonstrances of the meghzen, the threats of the Sultan and the protestations of the legations. In fact, nothing short of a serious punitive expedition is likely to convince him that Europeans or European proteges may not be regarded as his prey.

### AN ULTIMATUM

**Sent to the Sultan—Big Fleet is to Be Next.**

Paris, Nov. 15.—The ultimatum has been sent the Sultan of Turkey relative to the control of Macedonian finance, and the international fleet is expected to concentrate at Pegasus about November 22.

### Big Building Burned.

Albany, N. Y., Nov. 15.—The large dry goods house of the John C. Meyers company burned today, entailing a loss of two hundred thousand dollars. The rear of this building collapsed last August, causing a loss of thirteen lives.

### THE WEATHER.

**Partly Cloudy with showers tonight or Thursday. Warmer tonight.**

### Capt. Boyle Rides Dead.

Danville, Nov. 15.—Capt. Boyle O. Reles, president of the Boyle National bank and one of the wealthiest men in this county, died this morning.

## IMMENSE CROWD AT CAIRO TODAY

**Eleventh Convention of Ohio Valley Association Begins.**

**The Hotels Overflowing—Steamboats Are Being Used for Accommodations.**

### PADUCAH DELEGATION LEFT

The Paducah delegation to the Ohio Valley Improvement Association left at 9:30 o'clock this morning for Cairo, headed by Secretary D. W. Coons, of the Commercial club. There were five or six went by train and boat, and others are expected to go down tonight and tomorrow.

It is likely that the steamboats in that vicinity will have to be pressed into service temporarily, as well as a number of private residences, in order to accommodate the visitors.

A long distance message from Cairo to Capt. A. J. Powell, of Cairo, this morning, stated that every hotel there was crowded until no more people could be accommodated and that many were without rooms.

As he represents the Barrett line and as the large towboat Barrett is here, he ordered her cleaned up at once so the rooms on her can be used. He will make no charge for them. This will be a great convenience for the river men and others who are there attending the session of the Ohio Valley Improvement Association, which will come to a close in three days. It is probably the biggest meeting the association has ever held.

Capt. Powell will leave tonight for Cairo to attend the meeting. He is a very enthusiastic river man and will do all he can in agitating the nine-foot stage from Pittsburg to Cairo.

The first meeting was called to order at the opera house this afternoon at 2 o'clock by Mayor George Parsons, chairman of the committee. "It's going to be a winner," said Col. John L. Vance, the veteran president of the Ohio Valley Improvement Association in speaking of the eleventh annual convention.

The hotel registers show that prominent men from Evansville, Huntington, Cincinnati, Louisville, Fronton, Paducah, and other important towns of the Ohio Valley are here.

The program for this afternoon is as follows:

2:00—Convention called to order by Hon. George Parsons, vice-president of the Ohio Valley Improvement association and chairman of the local executive committee.

Prayer—Rev. W. F. Morris, pastor M. E. church.

Music.

Welcome by the state of Illinois, Hon. Charles S. Deneen, governor of Illinois.

Cairo's welcome to the convention, Hon. George Parsons mayor of Cairo.

Cairo Board of Trade welcome, Hon. John S. Aisthorpe.

Commercial club welcome, President E. A. Smith, vice-president of the Ohio Valley Improvement association.

Music.

Response to addresses of welcome Hon. George H. Anderson, the senior vice-president of the Ohio Valley Improvement association, Pittsburg.

The president will open the formal business of the convention by announcing the rules which in the absence of objections will govern the proceedings.

Announcement by the president of committee on credentials, resolutions, miscellaneous business, nominations and memorial to the late Capt. John F. Dravo.

Four cities are after the next meeting of the association, Wheeling, W. Va.; Portsmouth, O.; Louisville, Ky., and Steubenville, O.

The following were in the city this morning en route to Cairo to attend the convention:

Elmer E. Scott, of Madison, Ind.; Dr. J. H. Wade, M. W. Thomas, Col. Douglas Putnam, Charles J. Lordie Jacob Leeb, and S. F. Willis, of Ashland, Ky.

**Burton Indictment Sustained.**

St. Louis, Nov. 15.—Judge Vandercanter today overruled the demurrer to the third indictment against Senator Burton of Kansas. The indictment was attacked on nine points. The trial has been set for November 20.

### BIG COAL DEAL.

**Coal Lands Near Sturgis Purchased by Eastern Capitalists.**

Sturgis, Nov. 15.—The West Kentucky Coal company has bought all the remaining holdings of the Cumberland Land and Iron company in Sturgis both in and out of the corporate limits, at \$125.00 per acre town lots and all.

This deal guarantees the building of several hundred houses in Sturgis at once.

Mr. Alex King, who is the secretary of the company is in Henderson in conference with Mr. John Reichert, the president.

### PACKERS' CASES

**Will Not Be Taken Up Until January the 3rd.**

Chicago, Nov. 15.—The witnesses subpoenaed in the case against the packers have been notified by the U. S. district attorney's office that they need not appear in court until January 3. The official announcement that the case will not be commenced this year causes much surprise and speculation.

## HOSPITAL CHANGES AT LAST ORDERED

**The Basement to be Fitted Out by the City.**

**It Will Afford More Room for the Pay Patients and Be Good Improvement.**

### BIDS ARE ADVERTISED FOR

Mayor D. A. Yeiser is today advertising for bids for changes to the basement of Riverside hospital in order to afford more room for the city patients and vacate the upper floors for the pay patients.

The cost of the improvement will not be large. It is believed that it can be made for \$1,000, possibly less. The hospital board is very anxious to make the hospital perfect in every particular, and as soon as bids are opened and the present work completed, the institution will be almost if not quite complete.

At present the private patients in screened wards have to pay about \$9 a week board, while those in private wards have to pay \$15.

The board, by making more room, can establish a different grade of prices for patients, and thus no doubt add to the patronage of the hospital. The hospital is now paying its way well. It is attracting the attention of doctors all over this end of the state, and being the most complete institution of its kind this side of Louisville, they are all sending patients here whenever possible, knowing that nothing is lacking to give them the best modern treatment.

The hospital receipts now sometimes exceed the expenditures, and never fall below which is a great deal better than the old way when the hospital cost the city from \$400 to \$500 a month, and there were none of the modern conveniences.

Mayor Yeiser expects to open the bids and award the contract within the next two weeks, and the work can be done in a short time.

### NEW BRIDGE

**Is to Be Erected Over the Ohio River at Owensboro.**

Owensboro, Ky., Nov. 15.—A movement was started by the Owensboro Business Men's Association for the organization of a company to erect a bridge across the Ohio river at this point to the Indiana shore. It is proposed to capitalize the company at \$600,000. Several local business men have already expressed their willingness to subscribe for stock. It is understood that there are several northern roads desiring a southern outlet at this point. The Louisville and Nashville, Louisville, Henderson and St. Louis and the Illinois Central roads enter this city at present.

**Elevator in Courthouse Fell.**

Indianapolis, Nov. 15.—The elevator in the Marion county courthouse fell from the third story to the basement today and three persons were injured, one fatally.

Anyway, a woman has more reason for believing lots of the things she does than a man for his politics.

## VLADIVOSTOK BURNS AS THE PEOPLE FLEE

**Mob Fury Threatens the City and Disorders are Many.**

**The Strike in Russia Began Today But Is Spreading Slowly at Present.**

### PEOPLE COWED IN POLAND

St. Petersburg, Nov. 15.—A telegram from Vladivostok says that the whole town and port are now ablaze and the greater part of the town is already consumed.

The situation is desperate and mobs are in practical control.

The looting which marked the progress of the outbreak continues unabated and to make matters worse, the food supply is growing short and a famine threatens the city.

The vessels in the harbor are crowded with refugees who are afraid to remain ashore.

### Oyama Returns Soon.

Tokio, Nov. 15.—Field Marshal Oyama will return from Manchuria Nov. 25, and report on the war to the mikado.

### Poland Is Cowed.

Warsaw, Nov. 15.—The authorities still hold the upper hand through out Poland. Military control of the country is absolute and the people seem to be cowed.

### Sympathetic Strike Begins.

St. Petersburg, Nov. 15.—The sympathetic strike declared by the union of unions began today as a protest against the condemnation of many Kronstadt mutineers and the proclamation of martial law in Poland, and is spreading slowly. Indications are it is to be abandoned.

### Rojevsky Offered Honors.

St. Petersburg, Nov. 15.—The command of the Russian navy has been offered Admiral Rojevsky, who was so terribly defeated by Admiral Fogo in the battle of the Sea of Japan. Rojevsky has not yet replied to the offer.

### FEDERATION OF LABOR.

**Denounces Convict and Japanese Labor.**

Pittsburg, Pa., Nov. 15.—At the convention of the American Federation of Labor today, a partial report of the resolutions committee was read. The strike of the bridge structural iron workers against the American Bridge company was endorsed, as was a resolution for the federation to use its influence to have all the artillery for warfare manufactured in union mills. Convict labor was denounced as was the importation of Japanese and Korean laborers.

### SIX BULGARIANS SHOT.

**Fifteen Persons Burned to Death or Fatally Injured.**

Salonica, European Turkey, Nov. 15.—Disturbances and encounters between Greek, and Bulgarian bands continue.

Five Bulgarians were killed by troops yesterday in Dragos.

Greeks shot and killed six Bulgarians who were members of a wedding party near Florina.

The Greeks then set fire to the building in which the wedding was being celebrated and fifteen persons, mostly women and children, were burned to death or fatally injured.

## TODAY'S MARKET

Wheat—	Open	Close.	Open
Dec. ....	78 3/4	78 1/2	78 3/4
May ....	80 1/2	80 3/4	80 1/2
Corn—			
Dec. ....	40 1/4	40 1/4	40 1/4
May ....	40 3/4	40 1/2	40 3/4
Oats—			
Dec. ....	29	29 1/4	29 1/4
May ....	30	30 1/4	30 1/4
Pork—			
Jan. ....	12.42	12.45	12.45
Beef—			
Dec. ....	10.76	10.54	10.60
Jan. ....	10.92	10.69	10.75
May ....	11.13	10.87	10.91
Stock—			
L. C. ....	1.76 1/2	1.77 1/2	1.76 1/2
L. & N. ....	1.48 1/4	1.49 1/4	1.49 1/4
Rdg. ....	1.37 1/4	1.38 1/4	1.38 1/4
Money—6@12 per cent.			